Kent Ries, Attorney at Law State Bar No. 16914050 2700 S. Western St., Suite 300 Amarillo, Texas 79109 (806) 242-7437 (806) 242-7440 – Fax kent@kentries.com

COUNSEL FOR TRUSTEE

## IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF TEXAS AMARILLO DIVISION

IN RE:

\$
MICHAEL STEPHEN GALMOR,

Debtor.

\$
CASE NO. 18-20209-RLJ-7

\$
\$

## OBJECTION TO CLAIM NUMBER 15 OF LESLIE PRITCHARD, ET AL

TO THE HONORABLE ROBERT L. JONES, BANKRUPTCY JUDGE:

COMES NOW, Kent Ries, Trustee ("Trustee") of the referenced chapter 7 bankruptcy estate, and files this Objection to Claim Number 15 of Leslie Pritchard, et al ("Pritchard") and in support thereof would respectfully show unto the Court as follows:

- 1. Debtor filed for relief under Chapter 11 of the United States Bankruptcy Code on June 19, 2018 and converted to a Chapter 7 case on January 8, 2019. Kent Ries was subsequently appointed and qualified to serve as the Trustee over the bankruptcy estate.
- 2. This Court has jurisdiction over the subject matter of this Objection pursuant to the terms and provisions of 28 U.S.C. §§1334 and 157(b)(2)(B), 11 U.S.C. §§ 502, 506 and 507 as well as Rule 3007 of the Federal Rules of Bankruptcy Procedure.
- 3. On or about April 17, 2019, Pritchard filed an amended Proof of Claim as an unsecured claim in the amount of \$2,000,000.00 based on the complaint she filed in Adversary No.

18-2010. The claim was subsequently docketed as Claim Number 15 on the Claims Register

maintained by the Bankruptcy Clerk.

4. Trustee objects to the allowance of Claim Number 15 of Pritchard as an unsecured

claim in the amount of \$2,000,000.00 for the reason that Adversary No. 18-2010 has been settled

and dismissed with prejudice pursuant to this Court's Orders entered in that Adversary on February

18, 2020 and February 19, 2020. Further, Pritchard specifically agreed to amend this claim

consistent with the Adversary dismissal as part of that settlement. Consequently, the Trustee

seeks an Order of this Court disallowing the unsecured claim of Pritchard for purposes of a

distribution to holders of allowed claims against the bankruptcy estate.

WHEREFORE, PREMISES CONSIDERED, the Trustee, Kent Ries, respectfully prays

for an Order of this Court disallowing the unsecured claim filed by Pritchard in the amount of

\$2,000,000.00 for the reasons stated above and for such other relief, at law or in equity, to which the

Trustee may show himself justly entitled.

Respectfully submitted,

Kent Ries, Attorney at Law 2700 S. Western St., Suite 300

Amarillo, Texas 79109

(806) 242-7437

(806) 224-7440 - Fax

By: /s/ Kent Ries

Kent Ries

State Bar No. 16914050

COUNSEL FOR TRUSTEE

## **HEARING NOTICE**

NO HEARING WILL BE CONDUCTED ON THIS OBJECTION TO CLAIM UNLESS A WRITTEN RESPONSE IS FILED WITH THE CLERK OF THE UNITED STATES BANKRUPTCY COURT AT 205 SOUTHEAST FIFTH AVENUE, ROOM 201D, AMARILLO, TEXAS 79101, BEFORE CLOSE OF BUSINESS ON OCTOBER 26, 2020, WHICH IS AT LEAST THIRTY (30) DAYS FROM THE DATE OF SERVICE HEREOF.

ANY RESPONSE SHALL BE IN WRITING AND FILED WITH THE CLERK, AND A COPY SHALL BE SERVED UPON COUNSEL FOR THE MOVING PARTY PRIOR TO THE DATE AND TIME SET FORTH HEREIN. IF A RESPONSE IS FILED A HEARING MAY BE HELD WITH NOTICE ONLY TO THE OBJECTING PARTY.

IF NO HEARING ON SUCH NOTICE OR MOTION IS TIMELY REQUESTED, THE RELIEF REQUESTED SHALL BE DEEMED TO BE UNOPPOSED, AND THE COURT MAY ENTER AN ORDER GRANTING RELEIF SOUGHT OR THE NOTICED ACTION MAY BE TAKEN.

## **CERTIFICATE OF SERVICE**

I certify that on the 24<sup>th</sup> day of September, 2020, a true and correct copy of the foregoing Objection was sent either electronically via ECF or mailed in the United States mail, postage prepaid, to the parties listed below:

U.S. Trustee 1100 Commerce Street, Room 9C60 Dallas, Texas 75242

Patrick Alan Swindell Swindell Law Firm 106 SW 7<sup>th</sup> Ave. Amarillo, Texas 79101

Young & Newsom, P.C. 1001 S. Harrison, Suite 200 Amarillo, Texas 79101

Jeff Carruth Weycer, Kaplan, Pulaski & Zuber, P.C. 3030 Matlock Rd., Suite 201 Arlington, Texas 76015

Davor Rukavina Munsch, Hardt, Kopf & Harr 500 N. Akard Street, Suite 3800 Dallas, Texas 75201-6659

/s/ Kent Ries

Kent Ries, Trustee